FARAD CONSTITUTION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE,
NAGPUR BENCH, NAGPUR
LETTERS PATENT APPEAL NO.254/2006

Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's orders.	Court's or Judge's Orders

CORAM:- **V.C. DAGA &**
A.B. CHAUDHARI, JJ.
DATED :- 05.12.2006

On the motion made by learned Counsel appearing for the appellant, the appellant is allowed to withdraw this petition.

However, during the course of hearing, it has come to our notice that the decree for eviction is of dated 28.9.1990. The decree could not be executed for one or the other reason till five years.

The executing Court is directed to issue warrant of possession with expeditious despatch with further direction granting police help for taking possession of the suit premises. In addition to this, the executing Court may also grant permission to break open the locks, if the premises is found to be locked.

Writ petition is disposed of as withdrawn with no order as to costs.

JUDGE **JUDGE**